

Counsel listed on next page

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Jennifer Meade, individually, on behalf of
all others similarly situated, and on behalf
of the general public

Plaintiff,

v.

Advantage Sales & Marketing, LLC,
Retail Store Services, LLC, and KSRSS,
Inc.

Defendants.

Case No.: C-07-5239-SI

**JOINT STIPULATION AND PROPOSED
ORDER FOR RELIEF FROM CASE
MANAGEMENT SCHEDULE AND TO SET
DATES FOR PRELIMINARY
SETTLEMENT APPROVAL**

Judge: Hon. Susan Illston

Date Action Filed: October 12, 2007

C-07-5239-SI

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ATTORNEY FOR DEFENDANT
KSRSS, INC.

1 The parties, by and through their counsel of record, submit this Stipulation and Joint
2 Proposed Order for relief from the case management schedule, specifically the current class
3 certification briefing schedule, and to set dates related to preliminary settlement approval.

4 WHEREAS the parties filed the Joint Case Management Statement, FRCP 26(F) Report,
5 Dkt 176, on January 21, 2009 in preparation for the further case management conference on
6 January 30, 2009 which proposed a date for Plaintiffs to file their motion for class certification;
7

8 WHEREAS the Court filed the Amended Further Case Management Conference Civil
9 Pretrial Minutes, Dkt 178, on February 3, 2009 which set the following schedule for motion to
10 certify class: file 3/20/09, opposition 4/3/09, reply 4/10/09, case continued to 4/24/09 at 9:00 am
11 for hearing on motion to certify class;
12

13 WHEREAS since issuance of the class certification briefing schedule, counsel for
14 Plaintiffs and Defendants reached a tentative settlement of the above-captioned case and agreed to
15 stop further work on the case including the motion for class certification;
16

17 WHEREAS the parties agree to jointly file a motion for preliminary approval of
18 settlement on April 30 2009 and request a May 8, 2009 hearing date on such motion;

19 WHEREAS, the parties jointly request for the Court to issue an order granting relief from
20 the current class certification briefing schedule and to set dates related to preliminary settlement
21 approval as identified in the paragraph above:

22 **IT IS HEREBY ORDERED:**

- 23 1. The hearing scheduled for Friday April 24, 2009 is cancelled.
24 2. The parties shall file their joint motion for preliminary approval of settlement on
25 April 30, 2009 and shall have a hearing on such motion on May 8, 2009 at 9:00 a.m.
26
27
28

1 Dated: April 22, 2009

s/ Matthew H. Morgan

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12 Dated: April 22, 2009

s/ Wayne Harman

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21 Dated: April 22, 2009

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ATTORNEYS FOR DEFENDANT KSRSS, INC.

26 PURSUANT TO STIPULATION, IT IS SO ORDERED

27 Date: _____

28 Honorable Susan Illston
U.S. District Court Judge